



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

June 5, 1996

Mr. Gary E. Keane
General Counsel
Dallas/Fort Worth International Airport
P.O. Drawer 619428
DFW Airport, Texas 75261-9428

OR96-0877

Dear Mr. Keane:

You ask whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 39370.

The Dallas/Fort Worth International Airport Board (the "board") has received a request a copy of the "Hughes Technical Services[]" proposal and resultant contract award documents." The board has made some of the requested information available to the requestor. However, the board asserts that certain portions of the information requested may be protected from required public disclosure as proprietary information of Hughes Technical Services ("Hughes"). By asserting that Hughes may have a proprietary interest in some of the information requested, we assume that the board intended to raise section 552.110 on Hughes' behalf.

Section 552.110 excepts from required public disclosure a "trade secret or commercial or financial information obtained from a person and privileged or confidential by statute or judicial decision." The board makes no arguments of its own in support of the section 552.110 exception, electing to allow Hughes to submit its own arguments to this office under section 552.305. Pursuant to section 552.305 of the Government Code, this office notified Hughes of the open records request and provided it an opportunity to submit in writing to this office his reasons why the information should be withheld or released. To date, we have received no correspondence from Hughes arguing against the release of the requested information. Because Hughes has not submitted its own arguments against disclosure of the requested information, we can only assume that they do not wish to assert a privacy or property interest in the requested information. Therefore, the remaining information at issue must be released to the requestor.

We are resolving this matter with this informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and may not be relied upon as a previous determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read "Todd Reese", with a long horizontal line extending to the right.

Todd Reese
Assistant Attorney General
Open Records Division

RTR/rho

Ref.: ID# 39370

Enclosures: Submitted documents

cc: Mr. Doyel J. Reno
Director of Programs
Global Electro-Comm International, Inc.
5720 LBJ Freeway, Suite 420
Dallas, Texas 75240
(w/o enclosures)